

## MANY DEALS IN REAL ESTATE

Week Opens with a Number of Transactions for Various Kinds of Property.

## MUCH BUILDING IN SIGHT

PLANS ARE BEING PREPARED FOR RESIDENCES.

Unusual activity for the first day of the week marked the transactions yesterday in the local real estate market. Several deals were consummated. All architects report that they are being kept busy drawing plans for houses. From the present outlook, the spring and summer will be record-breaking in the amount of construction work done.

W. N. Dill, a commercial traveler from Tacoma, Wash., has purchased for \$15,000 from the Tunnick estate 50 by 148 feet on State street, between Third and Fourth South. It is Mr. Dill's intention to hold the property for a time and later improve it with a business block. At the time he purchased the ground, Mr. Dill is reported to have said:

"Salt Lake looks good to me and therefore I have put my money in local property. I believe great returns will be made from careful real estate investments in Salt Lake. There are few cities in the United States offering such opportunities in realty investment as Salt Lake City. I mean to put all the money I have in local property, for I realize Salt Lake's advantages, because I travel all the time and have an opportunity to judge many places."

### Buys Near Depot.

William T. Oster closed a deal yesterday through the agency of Kelsey & Gillespie, with D. M. Evans, whereby he becomes the owner of a lot 74 by 165 feet on West Third South street, between First and Second West streets. The consideration mentioned in the deed was \$10,000 cash. The property will be improved soon. Within two blocks of this property will be located the new Rio Grande and Western Pacific depot. Mr. Oster, who comes to Salt Lake from Custer, Ida., stated that he had great confidence in the section of the city in which his holdings are located on account of the prospective amount of improvement to be done in that neighborhood by the railroads.

Anna A. Robbins of Pasadena, Cal., sold yesterday to Mrs. Helen Grace Thompson, through the Home Savings & Trust company, a lot located in Remington Park addition on Fourth West street, between Ninth and Tenth South streets. The consideration was \$265. Mrs. Thompson will build on her new possession. The sale of this property is said by realty brokers to indicate the increasing demand for all classes of Salt Lake realty. For several years past it has been almost impossible to dispose of any real estate in the Remington Park addition.

### Plans for Houses.

Ware & Treganza, architects, are preparing plans for the following: Residence at Brigham and L streets for Louis McCormick to cost approximately \$14,000. The house will be erected of white pressed brick and will contain ten rooms.

For W. C. Jennings, double house on Second South between Fifth and Sixth East. Cost to be \$9,000. Each part of the building will contain eight rooms. Mr. Jennings will also erect two cottages in the same block. The cottages will contain five rooms and will cost \$2,000 apiece.

For Dr. D. Moore Lindsay on South Temple between Q and R streets, an 8-room house to cost \$7,000. This residence will be fashioned after the half-timbered English style of architecture.

For S. A. Whitney near the corner of First and A streets, an 8-room residence to cost \$4,000.

For W. F. Stafford on Ninth East between First and Second South, a 7-room cottage to cost \$4,000.

For H. F. Pramel on Thirteenth East between Second and Third South, a 6-room cottage to cost \$3,000.

### BIDS ON CULLEN HOTEL.

Will Be Opened Today—Step in Settling Estate.

Bids for the furniture and lease of the Cullen hotel will be opened today in the law offices of Bramel & Street, third floor, D. F. Walker block.

This will be one of the first steps in the settling of the estate of S. C. Ewing, former owner of the Cullen hotel. It is expected that at least \$14,000 will be realized from the sale of the lease and the furnishings of the hotel. There have been several bids made already, and it is thought several will be received today.

**PAPER HANGING, PAINTING, TINTING, ETC.**

C. H. Bodel, Wall Paper and Paint Store, 33-35 East 1st South street.

Salt Lake Photo Supply Co. Kodaks & developing. Main & 3d So.

## OWN YOUR HOME

By keeping a large force of men employed the year round, we are enabled to select the best workmen. They can afford to work for us more reasonably than for one who only hires them occasionally. Those who buy houses from us get the benefit of this.

## Salt Lake Security & Trust Co.

IN OUR OWN BUILDING,

32-34 Main Street.

## EVER INDIANS ARE CITIZENS

Attorneys in Federal Court Case Raise a Point on the Status of Utes.

## LIQUOR SELLING INVOLVED

DECISION MAY AFFECT MANY PENDING INDICTMENTS.

"Do Indians after they have had their reservations opened for settlement, and certain parts of those reservations allotted to them, cease to be wards of the United States government?"

"Are the Indians living under such conditions citizens of the United States? If so, what are their rights and privileges?"

"Yes," say Judge A. C. Hatch and E. A. Wedgwood to the first question. "No," says United States Attorney Joseph Lippman.

In the United States district court before Judge John A. Marshall the above questions were argued at length yesterday morning. They came up as the result of a demurrer to the complaint of the government in the cases of the United States vs. Thomas and Albert B. Smith, who are alleged to have allowed sheep to graze on Indian lands.

Under the law it is an offense punishable by a fine of \$1 per head, to allow cattle and horses to graze on Indian reservations. The law states that the collection of such a fine shall be in the nature of the collection of a debt, and that whoever is liable for it shall be turned over to the general Indian fund.

### Land Still Is Indians'.

During October last, especially on the 20th day of that month, Smith and Thomas are alleged to have driven 3,700 head of sheep on a part of the old Uintah reservation. The land in question now belongs to certain Utes. It was transferred to them in severalty at the time of the opening of the Uintah reservation last summer. Whether this land can still be called Indian lands under the statutes of the United States is the matter which Judge Marshall will be called upon to decide. He has the matter under advisement at present and will, in all probability, give his decision within a week or ten days.

In his argument to sustain the demurrer to the complaint of the government, Attorney Wedgwood brought out three points. The first was to indicate that Indians after they have had their reservations opened for settlement, and have had allotted to them a certain parcel of ground cease to be wards of the government. They are, in fact, citizens of the United States, he declared, subject to all the rights and privileges, from a court standpoint, of any other citizen. They must fight all their own legal battles, done, in and through the agency of the government attorney's office.

The second point was in the construction and meaning of the word "cattle" as applied to the word "sheep." The defendants' attorneys argue that the word "cattle" applies only to cows and like animals. The government attorney argues that the word "cattle" is a generic term, and therefore includes all animals such as sheep, hogs and the like.

Whether an action for alleged trespass of Indian lands is a criminal or a civil matter, was the third point brought out by the government attorney. He claimed that the law states that the offense, being punishable by fine only, must be construed in the nature of an action to collect a debt and that, therefore, a criminal action is in the strict interpretation of the word.

### Says Indians are Citizens.

"I contend that whenever an Indian reservation is opened for settlement the Indians become the same as any other citizens of the United States," said Attorney Wedgwood last night. "They are no longer wards of the government. They are simply citizens. They become property holders, not as aliens but as citizens, when the reservation is opened and a certain portion of it is transferred to them in severalty. If those Indians have any grievances they must state those grievances, not in the United States courts, but in the state courts, when the matter involves only state questions.

"If an Indian who receives land from the government, as the Utes have, becomes a citizen of the United States, it will not be unlawful for any individual to sell that land to an Indian. This question is not involved at present, but it may become so before the case is ended. "Not only the selling of liquor but many other matters will be decided by this case. The question of the legality of sales and leases of land made by Indians to white persons will also be settled."

## PRISONER GETS OUT OF COUNTY JAIL AT MOAB

(Special to The Herald.)

Moab, via Thompson, Utah, March 5.—A man who was confined in the county jail here awaiting the action of the district court on a charge of horse dealing, pried the sheet iron ceiling off the jail in a place large enough to admit his body, and escaped. The sheriff and his deputies are following Newton's trail, which they have found beyond Grand river. Newton is trying make his escape on foot.

### EXPERT KODAK FINISHING.

Not the cheapest, but the best. Harry Shipley, Commercial Photographer, 151 Main St., both phones.

### Time, Temper and Money

Saved by having your painting, papering and tinting done at Geo. W. Eberts, 57 Main, where they carry the 400,000 Roll Wall Paper stock.

### CALIFORNIA RATES—TODAY.

Colonist rate of \$25.00 to San Francisco, Los Angeles and intermediate points via the Salt Lake Route. 17 West 2nd South. Phones 1985.

## BEAR DOWN THE SOUTHERN

Manufacturers and Merchants' Association to Start for Nephi Tomorrow.

## MANY ASK FOR TICKETS

INDICATIONS ARE THAT 500 PERSONS WILL ATTEND.

"Any goods, any goods; Any goods, any clothes, any pickles Today's a big fat drummer a'coming this way. Any goods, any goods, Any goods any clothes, any pickles today. Well, it's a fine new boost in a fine new way."

To the refrain of that immortal ballad "Any Rags," fully 500 business men and their friends will leave Salt Lake tomorrow morning at an early hour to carry the "get acquainted" gospel to the southern part of the state. The occasion will be the second series of "get acquainted" excursions for business men, planned by the Manufacturers & Merchants' association of Utah.

The first excursion given by the association was to Logan, during the latter part of January, when between 300 and 400 persons went on a friendly invasion of the northern part of the state. As a result of this so many invitations were received by the association to go to southern part of Utah, and meet the business men there, that from present indications the second excursion will eclipse the first.

### Many Apply for Tickets.

The office of the association headquarters, 200 West Temple street, was almost swamped with ticket buyers yesterday. Gordon H. Place, manager of the association, was forced to send for a new lot of tickets early in the afternoon, and by evening, when the office was closed, nearly all of the third lot of 100 was sold out.

Calls by telephone were received nearly every five minutes during the day, and many tickets were secured by mail. The tickets will be delivered today by the office free of extra charge. There was a number of visitors in the city from outside points yesterday, asking for information, and reporting the success of the party. Among the earliest of these was Henry H. Blood of the Kayser-Milling company, who reported that from ten to twenty-five would go to Kaysville.

The Brigham City Business Men's club telephoned to Manager Place early in the afternoon that a delegation would go from that town, if arrangements were made whereby they could secure a one fare rate for the round trip. The concession was secured.

The southern part of Salt Lake county will be out in force on the trip. Frank C. Howe of the Murray Business Men's association telephoned to Manager Place at noon yesterday that out of 100 tickets, that had been delivered to him Monday night, only 10 were spoken for.

The Business Men's club of Sandy was not to be outdone by Murray and telephoned to association headquarters at that point, asking for a similar concession. A car would have to be received for that delegation.

### Great Welcome at Lehi.

John W. Smith of the Lehi Commercial club was one of the visitors at the headquarters of the association during the afternoon. Mr. Smith said:

"Lehi is preparing a welcome for the excursionists and will not soon forget the party. The entire town will be out in force. The new tabernacle, one of the finest and most modern kind of state outside Salt Lake will be thrown open for the guests, and we will expect to hear from you then. A big delegation will go from there."

Word came to the office yesterday afternoon that every business man in American Fork had given rise to the fear that they were going to be out of their store and go with the excursionists to the south. Many will also go from Provo and from all other points in the county.

Among the innovations will be the distribution of doggers on the train, containing complete maps of the country, at what points parades will be given. The points include Lehi, Nephi and Provo, and most of the American Fork. The party on "Any Rags" is also included on the dogger, so that the excursionists may have a chance to see the country. Those who go on this excursion will be given every attention possible," said Manager Place. "We have assurances that the line will be well cared for and cordially received. There will be no room for complaint in the matter of prices for the excursion. It will be served at Nephi and Provo, for that matter is in the hands of the Commercial club of those respective towns."

### Maximizations for Meals.

"These organizations personally assured me when I went down the line last week that they would look out for that. At Nephi the maximum price for a meal will be 50 cents. At Provo the maximum will be 50 cents, and from that down to 25 cents. Of course, if one orders a la carte he must expect to pay regular prices."

L. Foote, secretary of the Nephi Commercial club, notified me by telephone last night that arrangements had been perfected for caring properly for as many as would come. Every indication points to a very successful and unqualified success from every viewpoint.

The interest that was manifested all along the line was surprising. At every town between here and Nephi the citizens urged me to arrange for longer stops than were originally planned. It was necessary to refuse to change the schedule because we want to look out for the comfort and pleasure of the excursionists in every manner possible."

### Itinerary of Trip.

The itinerary of the trip, which follows, does not include one or two stops to be made en route to pick up passengers: Leave Salt Lake 7:50 a. m. Leave Murray 8:30 a. m. Leave Sandy 8:22 a. m. Leave Draper 8:45 a. m. Leave Panguitch 9:30 a. m. (15 minutes). Leave Hatch 9:31 a. m. Leave Alton 10:00 a. m. (30 minutes). Leave American Fork 10:06 a. m. Leave Cannonville 10:36 a. m. (30 minutes). Leave Pleasant Grove 10:42 a. m. Leave Panguitch 11:30 a. m. (15 minutes). Leave Provo 11:30 a. m. (15 minutes). Leave Nephi 11:35 a. m. Leave Nephi 3:45 p. m. (2 hours). Leave Santaquin 4:00 p. m. (15 minutes). Leave Payson 4:15 p. m. Leave Payson 4:30 p. m. (15 minutes). Leave Spanish Fork 4:50 p. m. Leave Spanish Fork 5:05 p. m. (15 minutes). Leave Springville 5:10 p. m. Leave Springville 5:20 p. m. (15 minutes). Leave Provo 5:30 p. m. (15 minutes). Leave Provo 5:30 p. m. (15 minutes). Leave Salt Lake 11:35 p. m.

### SAVINGS DEPOSITS

Received at 4 per cent per annum; interest paid each three months.

### THE HOME TRUST & SAVINGS

6, 8 and 10 West First South.

Ask your grocery for Vienna bakery bread. "It's the Best."

## INDICTMENTS WERE RETURNED

Grand Jury at Caldwell, Ida., Working on Steenberg Murder Case.

## MAY MAKE REPORT TODAY

MANY STRANGERS SAID TO BE LURKING ABOUT.

(Special to The Herald.)

Boise, Ida., March 5.—Sheriff Mosely announces this evening that his men followed the train of the men who broke into the Steenberg house to a point about one and one-half miles from the magazine, where a small amount of giant powder had been cached in a tunnel, together with a quantity of caps and some fuse. The tunnel was not found, and it is the opinion of the sheriff that the men were only after the powder, and broke into so many places hunting it, the others having none of that kind.

Boise, Ida., March 5.—The grand jury at Caldwell did not today return indictments against Moyer and his associates, charged with the murder of former Governor Steenberg. The programme for tomorrow is not known. It is reported the indictments will be returned in the morning, and that the grand jury will be present on Friday.

Some apprehension is felt over the presence in Caldwell of numerous strangers who seem to be standing in line at once, but this is denied. The newspaper correspondents are anxious to find out, so they may know whether they will have to turn out to catch the early train, but there is no conclusive information on the subject. The state is guarding every step carefully so that the movements each day shall not be advertised in advance, if possible.

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## COMMITTEE OF CITIZENS.

Measures Taken to Prevent Possible Trouble at Caldwell.

(Special to The Herald.)

Boise, Ida., March 5.—Steps are being taken at Caldwell for the organization of a large committee of citizens to assist in guarding against any possible disorders there during the trial of the assassin of Governor Steenberg. The presence in and about the town of many men who do not seem to have any legitimate business has been observed for some time.

A number of these men have been recognized as persons who were known in the Cour d'Alenes during the turbulent period there, and others have been recognized as characters from Cripple Creek.

### No Opportunity Left Open.

The fact of the presence of such men in the town has given rise to the fear that they are friends of the men accused of the murder, and that they might attempt some desperate move. It is felt to be the part of wisdom to have preparation for any possible emergency. Therefore this committee is being organized. It will be prepared at all times to render instant assistance in the event of trouble and will assist in guarding the prisoners whenever these might be where, by a sudden rush of desperate men, aid could reach them. No possible opportunity will be left open for any reckless man to make away with any witness, nor yet for a band of such men to rescue those accused of the crime.

### Merely Prepared.

While the citizens do not apprehend such trouble, they realize that such things are not beyond the reach of possibility, and that if the people should be caught unprepared by any such emergency, the result might be disastrous. Chief might be done. To meet all ordinary conditions the local force of peace officers is ample, but if any desperate move were to be made the conditions would be extraordinary and would call for extraordinary assistance immediately.

### DARROW TO DEFEND.

Chicago Attorney Employed by the Accused Miners.

(Special to The Herald.)

Boise, Ida., March 5.—John F. Nugent of counsel for the defense in the case of Moyer and others, visited the newspaper office yesterday in an interview upon his return. He stated he was entirely satisfied with the manner in which the men were treated. He found Moyer, Haywood, Pettibone and St. John all in the corridor together, smoking and in good spirits. They are given a half-hour exercise in the morning and again in the afternoon. They are not permitted to go to the state papers or to have papers taken to them, but papers sent to them from the offices of publication of outside papers will be handed them. Their subscriptions have been sent in for several such papers, and when these come they will have the news of the day. Mr. Nugent states the defense will waive the usual time for pleading after arraignment and enter pleas of guilty at once. Without waiver pleas cannot be demanded in less than twenty-four hours. T. F. Richardson, senior counsel for the defense, will arrive Thursday from

If You Were Not Waited On Saturday or Yesterday  
**COME TODAY!**  
Lots of Bargains Left For Men and Boys.

**Last Week of Removal Sale!**

**Schramm's**

New Store, 228-230 Main St.

Sale at 61-63-65 Main St.

**LODGERS FEAR DEATH BY FIRE**

They Rush to Street Scantly Clad and Carrying Their Portable Belongings.

**BLAZE IN A BARBER SHOP**

JENKINS BLOCK SUFFERS MUCH DAMAGE BY FLAMES.

**KILLED IN THE YAMPA MINE**

Montgomery J. Ferguson Falls to Death Ninety Feet Down Ore Chute.

**COMMITTEE OF CITIZENS.**

Measures Taken to Prevent Possible Trouble at Caldwell.

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**GET ACQUAINTED.**

Manufacturers & Merchants' excursion to Nephi, March 7th. Join us in great cause. Special train leaves via Salt Lake Route, 7:50 a. m.

**BATHING CAPS**

We have just received a complete assortment of fine bathing caps, which should be of great interest to ladies who belong to the swimming club, as well as to others who take a plunge at the Springs or the Sanitarium. They afford the best protection for the hair and should always be worn in the water, especially during winter weather when there is danger of taking cold.

**SCHRAMM'S**

"Where the Cars Stop."

The Great Prescription Drug Store.

**SEND SIX NAMES TO CUTLER**

Guard Officers Vote Down Suggestion of Colonel H. M. H. Lund.

**The Belmont**

Supplies what many people of this city have long wanted—A FIRST-CLASS GRILL FOR LADIES AND GENTLEMEN.

MRS. M. J. STEWART, Prop. Second South and State.

**CREDITORS WILL MEET TODAY**

Bid Offered on B. H. Schettler's Brigham Street Property Will Be Considered.

**CALIFORNIA RATES—TODAY.**

Colonist rate of \$25.00 to San Francisco, Los Angeles and intermediate points via the Salt Lake Route. 17 West 2nd South. Phones 1985.

**DIED.**

FERGUSON.—At Brigham, March 4, Monte J. Ferguson, a native of Salt Lake, died at 3 o'clock this morning. Funeral services will be held at the family residence, 115 Second street, tomorrow afternoon at 2 o'clock.

**FUNERAL NOTICE.**

Funeral services over the remains of Mr. Lora Madison, who died last Friday at Chicago, will be held at 3 o'clock this afternoon at the home of her mother, 2 First South street. The services will be conducted by Rev. F. E. Eddy of the First Unitarian church, and friends of the family will be welcomed.

**CURES WORST CASES OF CATARRH**

F. C. Schramm Sells Hyomei Under Guarantee That it Costs Nothing Unless It Cures.

**GARFIELD BUILDING BEGUN**

Mechanics Start to Work at New Smelter Town—Mill Progressing.

**GUARD OFFICERS VOTE DOWN SUGGESTION OF COLONEL H. M. H. LUND.**

The commissioned officers of the Utah National guard met last night and selected six names to be submitted to Governor Cutler for the appointment of an adjutant general. The list follows: Benner X. Smith, Willard Young, Samuel C. Parke, E. A. Wedgwood, Miles Taylor and Richard W. Young.

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